THE HONOURABLE SRI JUSTICE V.ESWARAIAH

Date:27-1-2006

WRIT PETITION No. 10835 OF 2005

BETWEEN:

J.Jhansi Lakshmi.

…Petitioner

And

Hundustan Petroleum Corporation Limited (A Govt.of India Enterprise) Regd.Office, 17, Jamshedji Tata Road, Mumbai, rep.by its Chairman-cum-Managing Director and others.

…Respondents

ORDER:

The petitioner questions the action of the respondents in cancelling the earlier notification dated 31-1-2004 and issuing fresh notification dated 26-3-2005 as illegal, arbitrary and without jurisdiction.

Heard the learned counsel appearing for the petitioner as well as the learned counsel appearing for the respondents.

It is the case of the petitioner that pursuant to the notification dated 31-1-2004 issued by the respondents calling applications for the appointment of dealers in the State of Andhra Pradesh for distribution of their commodity LPG gas (liquefied Petroleum Gas), the petitioner applied for the Dealership under the open (women) category in Guduru Mandal, Krishna District. Interview letter was also issued and the petitioner appeared for the interview conducted on 3-7-2004. It is stated that the said notification was cancelled and another notification dated 26-3-2005 was issued for the same purpose.

The respondents filed a counter stating that Clause 14 of the earlier notification dated 31-1-2004 empowered the Hindustan Petroleum Corporation Limited to cancel/withdraw/amend the advertisement and extend the due date at its own discretion without assigning any reason.

The petitioner is entitled to make application pursuant to the second notification. Merely because the petitioner applied for the dealership and attended the interview, no vested right is accrued to her to question the second notification. Clause 14 of the notification empowed the respondents to cancel/withdraw/amend the notification before the selection process is completed. Therefore, I am of the opinion that no legal right of the petitioner is infringed.

The writ petition is accordingly dismissed. No costs.

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V.ESWARAIAH,J

Date:27-01-2006.

Shr.